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EDUCATION SERVICES

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARSHALL LOSKOT, an individual;
and DISABILITY RIGHTS
ENFORCEMENT, EDUCATION
SERVICES:HELPING YOU HELP
OTHERS, a California public benefit
corporation,

Plaintiffs,

v.

RAMADA INN OAKLAND; HEMANT
INVESTMENTS, a California limited
liability company,

Defendant.

CASE NO. C-03-4902-SBA

**STIPULATION OF DISMISSAL AND
ORDER THEREON**

The parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own costs and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement, with any dispute or enforcement action being brought before the assigned Magistrate Judge herein. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

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1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action
2 through their designated counsel that the above-captioned action be and hereby is dismissed
3 with prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

4 This stipulation may be executed in counterparts, all of which together shall constitute
5 one original document.

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7 Dated: May 11, 2005

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

8
9 By: /s/
10 Jennifer L. Steneberg
11 Attorneys for Plaintiffs RONALD WILSON and
12 DISABILITY RIGHTS ENFORCEMENT,
13 EDUCATION SERVICES

14
15 Dated: May 9, 2005

HANSON, BRIDGETT, MARCUS, VLAHOS &
RUDY, LLP

16 By: /s/
17 Kurt A. Franklin
18 Attorneys for Defendant HEMANT
19 INVESTMENTS

20 **ORDER**

21 IT IS SO ORDERED.

22 Dated: May 19, 2005

23 /s/ Sandra Brown Armstrong
24 Hon. Sandra Brown Armstrong
25 UNITED STATES DISTRICT JUDGE
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